306 SALE OF DRUG SHOPS FOR 1905-06.

Notice No. 5382-3, *dated 2nd February* 1905.

1. Notice is hereby given that the exclusive privilege of selling intoxicating drugs in ch of the shops specified in the schedule hereto appended, for the twelve months beginning th 1st July 1905 and ending with 30th June 1906, will be put up to public auction by the spective Deputy Commissioners or by Assistant Commissioners specially authorized by the eputy Commissioners for the purpose, at the respective taluk or sub-taluk head-quarters, on e dates specified in the said schedule, subject to the conditions hereinafter set forth.

2. Each bidder at the auction will deposit a sum of Rs. 5, or such other reasonable iount as may be fixed by the officer conducting the sale, previous to bidding, provided that e Government may at any time dispense with such initial deposit. Each shop will be knocked wn to the approved highest bidder, subject to formal confirmation by the Deputy Commisner, who will be at liberty to accept or reject the bid at discretion without assigning reasons the same. Such formal confirmation will, *unless revised by Government*, be tantamount to acceptance of the bid. Parties intending to bid must attend either in person or by duly credited agents. No shop shall be knocked down in the name of more than one person or of ore than one company or firm duly represented. The selling officer shall refuse to register purchaser any one in whose name the bidding has not proceeded.

3. As soon as the auction is completed, the deposits made by the unsuccessful bidders d not forfeited as hereinafter provided, will be returned to them. As the auction proceeds, e person whose bid is accepted for each shop shall at once deposit a sum equal to 5ths of a nth's rent for that shop. Should he fail to do so, the deposit made by him under para 2 will forfeited, the shop will at once be put up again on the above conditions, and he will be barred from bidding again for the same or for any other shop.

4. The persons to whom the shops have been knocked down, and who have made deposits provided in paras 2 and 3, shall also be required to leave his address with the sale conducting officer in order that the confirmation of the sale may be communicated to that address by notice, etc., and he shall, within seven days, after the service of the said notice by its presentaon to the purchaser or any adult male member in the place of said address or by its being affixed ereto or by its forwardal duly registered by post, pay at the Taluk Treasury concerned such rther sum as, with the first and second deposits, will make up an amount equal to two nths' rent of each shop knocked down to them; and shall take out licenses and execute a unterpart engagement, in the prescribed forms, on the conditions hereinafter set forth. On e failure of any person to make the deposit or to take out license or to execute the counterrt engagement, as aforesaid, the shop will be re-sold at the risk of such person, or if the ction hereby notified has already been completed, will be otherwise disposed of at the discreon of the Deputy Commissioner. In the case of the purchaser's death after the confirmation the sale, it will be binding on his heirs or assigns.

5. Re-sales effected under para 4 will be at the risk of the defaulting bidder, who will rfeit all gain; and in the event of a loss by re-sale or other disposal he will make good the ficiency between the total amount payable for the whole period under the terms of the iginal sale and the total amount payable by the successful bidder at the re-sale or other sposal. In the latter case, the forfeited deposit will be deducted from the loss arising from e re-sale, and the remainder, if any, will be recovered from the bidder in the same manner as it were an arrear of land revenue. Should, however, the forfeited deposit be greater than e loss by re-sale, the whole of such deposit will be credited to Government.

6. The license to be taken out under para 4 above, shall be subject to the following contions, namely :—

(1) The amount for which the privilege has been purchased shall be payable into the Taluk Treasury on the prescribed challan in equal monthly instalments commencing from July 1905; each instalment shall be regarded as the rent for the month in respect of which it is payable. Each month's rent shall be payable on or before the 20th of the same month on the challan prescribed for the purpose. If such amount be less than Rs. 12, it shall be paid up in not more than three quarterly instalments commencing from 1st July 1905. The deposit of two months' rent made by the licensee will be taken in payment of the rents due for the last two months of the period of the license. Failing payment by the 20th of the same month or before the end of the quarter for which the instalment is due, the Deputy Commissioner shall at once proceed to recover the arrears together with interest at 6 per cent under the rules in force for the collection of land revenue. No remission or abatement of the rent shall, on any account whatever, be claimable by the licensee.

(2) The licensee shall purchase Ganja and Majum from any Bonded Depot at the ra of Re. 0-13-4 and 0-5-4, respectively, per seer of 80 tolas; and shall pay the p to the Mutsaddi in charge of the Depot.

(3) The rates payable as above, shall be in addition to Excise duty, which shall prepaid into the Taluk Treasury, or into any other Government Treasury w the permission of the Deputy Commissioner, at Rs. 3-6-8 per seer of Ganja a Re. 0-11-8 per seer of Majum (including local cess).

(4) The Ganja sold by the licensee shall be of good quality and unadulterated, an shall be sold by him at Rs. 10 for a seer of 80 tolas of Ganja or annas two tola of Ganja and of Rs. 1-10-8 for a seer of Majum; and the whole stock Ganja and Majum on hand shall be kept in the licensed shop and not elsewh on any pretext whatever, without special permission.

(5) The licensee shall use such scales and weights as may from time to time be p scribed by Government, and provide himself with the printed forms of accou and permits or passes for transport of drugs, which forms shall be purcha from Local Excise Officers.

(6) The licensee shall be bound to take over any drugs which may remain as stock hand belonging to the out-going licensee on the 1st July 1905 in the exist shop, paying to the latter such compensation for the same as may be fixed by Deputy Commissioner.

(7) The licensee shall be bound by the rules in force, and by such further rules as m be issued from time to time by Government. He shall not, during the term his license, without the written permission of the Excise Commissioner, have interest direct or indirect in any intoxicating drug shop outside the Mysore S or in the Civil and Military Station.

(8) No female shall be employed in the sale of intoxicating drugs.

(9) The remaining terms and conditions shall be as set forth in the prescribed licens

7. In the case of any breach of the above conditions either by the licensee, or with connivance and privity, by any person in his employment, or in the event of the lice neglecting to open his shop or to carry on his business with due care and attention, it shal competent to the Deputy Commissioner to impose upon the licensee a fine not exceeding Rs for every such breach or neglect, or at the option of the Deputy Commissioner to declare money deposited with him forfeited, and to cancel the license and to re-sell or to other dispose of the privilege at the risk of the licensee; and all loss thereby caused, together the loss accruing to Government in consequence of the licensee not carrying on his busines opening his shop on 1st July 1905, shall be made good by him. When a license is cancel the rent for the whole period of the license shall become due at once, which shall be recov together with all losses as if they were arrears of land revenue.

8. The penalties laid down in the last preceding clause shall not exempt the license his employees from prosecution for any offence committed against the Excise laws or rul force.

P. N. PURNAIYA, *Excise Comr. in Myso*